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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: December 8, 2006 Name: Steven P. Shurtz Signature: /Steven P. Shurtz/

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HOFER
GILSON
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: James C. Clark et al.

Appln. No.: 10/792,117

Filed: March 2, 2004

For: FAST FLAVOR RELEASE COATING FOR
CONFECTIONARY

Attorney Docket No: 1391/1575

Examiner: Arthur Corbin

Art Unit: 1761

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Supplemental Information Disclosure Statement; PTO Form 1449 and copies of seven (7) references.
- ☒ Return Receipt Postcard

Fee calculation:

- ☒ No additional fee is required.
- ☐ Small Entity.
- ☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
- ☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(_____).
- ☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+ \$360=	
					Total	\$		Total	\$

Fee payment:

- ☐ A check in the amount of \$_____ is enclosed.
- ☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
- ☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

December 8, 2006

Date

/Steven P. Shurtz/

Steven P. Shurtz (Reg. No. 31,424)

BRINKS HOFER GILSON & LIONE
NBC Tower – Suite 3600, 455 N. Cityfront Plaza Drive, Chicago, IL 60611-5599

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December 8, 2006

Date of Deposit

Steven P. Shurtz, Reg. No. 31,424

Name of Applicant, Assignee or
Registered Representative

/Steven P. Shurtz/

Signature

12/8/2006

Date of Signature

Our Case No.: 1391-1575

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

James C. Clark et al.

Serial No.: 10/792,117

Filing Date: March 2, 2004

For: **FAST FLAVOR RELEASE
COATING FOR CONFECTIONARY**

Examiner: Arthur Corbin

Group Art Unit No.: 1761

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
Alexandria, VA 22313-1450

Dear Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered and the documents listed below and on the attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

The references now cited are the following:

U.S. Patent Documents

2004/0191402 A1	09/30/2004	Stawski, Barbara Z. et al.
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Foreign Patent Documents

EP 0 150 934 A2	08/07/1985	Europe
EP 0 449 782 A1	10/02/1991	Europe
WO 91/09989	07/11/1991	WIPO
WO 93/08699	05/13/1993	WIPO
WO 00/30465	06/02/2000	WIPO
WO 01/74178 A1	10/11/2001	WIPO
WO 02/076227 A1	10/03/2002	WIPO

Since each of the documents is in the English language, or an English language translation is being provided, no statement of the relevance of the references is needed.

This Supplemental Information Disclosure Statement is being filed prior to the receipt of the first Official Action reflecting an examination on the merits and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with filing of this Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these material, the Commissioner is hereby authorized to deduct said fees from Brinks Hofer Gilson & Lione Deposit Account No. 23-1925.

Applicant respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,

/Steven P. Shurtz/

Steven P. Shurtz
Registration No. 31,424
Attorney for Applicants

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FORM PTO-1449	SERIAL NO. 10/792,117	CASE NO. 1391-1575
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	FILING DATE March 2, 2004	GROUP ART UNIT 1761
(use several sheets if necessary)		APPLICANT(S): James C. Clark et al.

REFERENCE DESIGNATION U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
	A1	2004/0191402 A1	09/30/2004	Stawski, Barbara Z. et al.		

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES OR NO
	A2	EP 0 150 934 A2	08/07/1985	Europe		
	A3	EP 0 449 782 A1	10/02/1991	Europe		
	A4	WO 91/09989	07/11/1991	WIPO		
	A5	WO 93/08699	05/13/1993	WIPO		
	A6	WO 00/30465	06/02/2000	WIPO		
	A7	WO 01/74178 A1	10/11/2001	WIPO		
	A8	WO 02/076227 A1	10/03/2002	WIPO		

EXAMINER INITIAL	OTHER ART – NON PATENT LITERATURE DOCUMENTS (Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.
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EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.